



State of Oklahoma, -VS- <b>HAGIN, BLAKE KENNETH</b> SS# XXX-XX-4190 DOB XX-XX-1997	Case No. CF-2017-1706	DISTRICT COURT <b>FILED</b>
--	-----------------------	--------------------------------

DEC 5 2018

DON NEWBERRY, Court Clerk  
STATE OF OKLA. TULSA COUNTY**ORIGINAL****MODIFIED JUDGMENT AND SENTENCE  
All Time Suspended**

Now, this 3<sup>RD</sup> day of DECEMBER, 2018 this matter comes on before the Court for sentencing and the defendant appears personally and by his or her Attorney of record, MICHAEL KING AND KENT HUDSON and the State of Oklahoma is represented by JAMES ASBILL. The Court Reporter, DIANA CAVENAH, is present.

The defendant has entered a plea of **GUILTY** and has been found guilty by the Court of the crime(s) of:

**Count 1: USE OF A VEHICLE IN DICHARGE OF A WEAPON, in violation of 21 O.S. 652; Date Of Offense: 03/10/2017**

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Court that the defendant, is guilty of the above described of offenses and is sentenced as follows:

**TERMS OF IMPRISONMENT WITH EXECUTION OF SENTENCE SUSPENDED**

**Count 1: SEVEN (7) YEARS** all under the custody and control of the **DEPARTMENT OF CORRECTIONS**, further, all of said term is suspended **and the defendant is to be under the supervision of the Division of Probation and Parole of the State Department Of Corrections.**

THESE TERMS TO BE SERVED AS FOLLOWS:

**DEFENDANT IS ORDERED TO FOLLOW ALL RULES AND CONDITIONS OF SUPERVISION, INCLUDING RECOMMENDATIONS OUTLINED IN THE JUDICIAL REVIEW HEARING REPORT.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that in addition to the preceding terms, and the general cost of this case, the defendant is also sentenced to:

In the District Court of Tulsa County,

STATE OF OKLAHOMA

CASE NUMBER LF-2017-1706

DEFENDANT Boshe Higin

OFFENSE Unz. Vehicle Driving

DATE 12-3-18

RULES AND CONDITIONS OF PROBATION:

1. I will until my final release, make a report in writing and in person as directed by the Supervising Authority.
2. I will not use or be in possession of intoxicants or illicit drugs of any kind, or visit places where illicit drugs are unlawfully sold, dispensed or used. I understand that I am not allowed to enter or loiter around beer taverns or clubs.
3. I will not leave the State of Oklahoma without written permission of the Supervising Authority. I will not leave Tulsa County without permission of the Supervising Authority.
4. I will not communicate with persons on Parole or inmates of penal institutions, nor will I associate with persons having a criminal record or involved in criminal activity. I understand that it is my responsibility to know whether an associate has a criminal record.
5. I will allow the Supervising Authority to visit me at my home, place of employment or elsewhere. I will notify the Supervising Authority prior to changing residence or employment.
6. I will carry out all instructions the Supervising Authority may give me, including but not limited to, urinalysis, curfew, and treatment.
7. I understand it will be a violation of my Probation to own, carry or possess firearms or ammunition of any type or to be in a vehicle where firearms are located.
8. I will work regularly at a lawful occupation and support my legal dependents without public assistance as long as I am physically able to do so.
9. I will refrain from violating City, State or Federal laws and I will report within 48 hours if I am arrested or questioned by any law enforcement agency.
10. I hereby agree to pay the sum of \$40.00 per month for the term of my probation to the Department of Corrections to defray the costs of my supervision, as directed by the Department of Corrections. Costs incurred from method of payment are the responsibility of the offender.

11. SPECIAL CONDITIONS

- ☐ TREATMENT/URINALYSIS
- ☐ DRUG / ALCOHOL COUNSELING
- ☐ RESTITUTION-EXHIBIT A ATTACHED
- ☐ PSYCHIATRIC COUNSELING
- ☐ COMMUNITY SERVICE \_\_\_\_\_ HOURS

- ☐ MAIL-IN PENDING INTERSTATE
- ☐ STAY AWAY \_\_\_\_\_
- ☐ WAIVE RULE(S) \_\_\_\_\_
- ☐ MEDIATED AGREEMENT
- ☐ OTHER \_\_\_\_\_

I understand and agree that the continuance of my probation depends entirely on my conduct. I understand that should I violate the terms and conditions of my probation, the Court may revoke my sentence and I may be required to serve imprisonment of the sentence imposed by the Court.

I hereby certify that I have carefully read or have been read and explained the above Rules and Conditions and fully understand what my obligations are while under supervision of the Department of Corrections. I further acknowledge receipt of a copy of these Rules and Conditions which I agree to study from time to time so that I will be fully informed at all times regarding my obligations while under supervision.

\_\_\_\_\_  
ATTORNEY FOR DEFENDANT

\_\_\_\_\_  
DEFENDANT - PROBATIONER

White Copy: Court File  
Blue Copy: Defendant's Copy

Department of Corrections, Probation and Parole  
440 S. Houston, Suite 701  
Tulsa, OK 74127

Telephone (918) 581-2931

**Count 1: a fine in the amount of \$600.00; Victim's Compensation Assessment in the amount of \$150.00, plus costs. The total cost assessed against the defendant in this case (all counts) is \$1,117.75.**

IT IS FURTHER ORDERED BY THIS COURT THAT JUDGMENT IS HEREBY ENTERED against the defendant for all costs, fees, fines, and assessments ordered in this action and he or she is ordered to report immediately upon conclusion of this sentencing hearing, or discharge from custody if the defendant is currently incarcerated, to the Tulsa County Court Clerk to pay all costs, fines, fees, and assessments ordered in this action - or - to the Tulsa County Court Cost Administrator to make arrangements to pay the costs, fines, fees, and assessments as ordered pursuant to the Rule 8 Hearing held this day.

The Court further advised the defendant of his or her right to appeal to the Court of Criminal Appeals of the State of Oklahoma and of the necessary steps to be taken by him or her to perfect such appeal, and that if he or she desired to appeal and was unable to afford counsel and a transcript of the proceedings, that the same would be furnished by the State, subject to reimbursement in accordance with 22 § O. S. 1355.14, 20 § O. S. 106.4 (b), and, ADC-72-33.

COURT CLERK'S DUTY

[TRIAL JUDGE TO COMPLETE THIS SECTION]

**IT IS FURTHER ORDERED** that the Clerk of this Court shall register or report the following circumstances in accordance with the applicable statutory authority:

(x) As to Count(s) 1, the defendant is ineligible to register to vote pursuant to Section 4-101 of Title 26.

( ) Pursuant to Section 985.1 of Title 22, the Court departed from the mandatory minimum sentence of imprisonment as to Count(s) \_\_\_\_\_.

( ) As to Count(s) \_\_\_\_\_, the defendant is subject to the Methamphetamine Offender Registry requirements as set forth in Section 2-701 of Title 63.

( ) Defendant is a lawyer and certified copies of this document shall be transmitted to the Chief Justice of the Supreme Court and the General Counsel of the Bar Association within five (5) days as set forth in Rule 7.2 of the Oklahoma Rules of Professional Conduct, 5 O.S.Supp.2014, ch. 1, app. 1-A.

Witness my hand the day and year first above mentioned.

Witness my hand this 4 day of DECEMBER, 2018,

  
\_\_\_\_\_  
**JUDGE WILLIAM MUSSEMAN**

ATTESTATION:

DON NEWBERRY  
District Court Clerk of Tulsa County

By:   
\_\_\_\_\_  
TRACY REED Deputy

**COURT CLERK'S CERTIFICATION**

I, Don Newberry, District Court Clerk for Tulsa, Oklahoma, hereby certify that the foregoing is a true, correct and full copy of the instrument herewith set out as appears on record in the Court Clerks Office of Tulsa, Oklahoma.

Dated this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

DON NEWBERRY, DISTRICT COURT CLERK, TULSA COUNTY, OKLAHOMA

By: \_\_\_\_\_, Deputy